Docket No.: VANM190.001APC **Customer No.: 20,995**

OIPE
OCT 0 2 2003
PATENT & TRADEMARK OFFICE

RECEIVED
OCT 07 2003
TECH CENTER 1600/2900

AMENDMENT / RESPONSE TRANSMITTAL

Applicant	:	Lauber, et al.
App. No.	:	09/743,905
Filed	:	April 24, 2001
For	:	METHOD FOR GENETIC MODIFICATION OF A WILD TYPE VIRAL SEQUENCE
Examiner	:	David A. Lambertson
Art Unit	:	1636

CERTIFICATE OF MAILING

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

September 29, 2003
(Date)

Daniel Hart, Reg. No. 40,637

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing in the above-identified application are the following enclosures:

(X) Amendment and Response to Restriction Requirement in 4 pages.

The fee has been calculated as shown below:

FEE CALCULATION				
FEE TYPE		**FEE CODE**	**CALCULATION**	**TOTAL**
Total Claims	26 - 26 = 0	1202 ($ 18)	0 x 18 =	$ 0
Independent Claims	1 - 3 = 0	1201 ($ 84)	0 x 84 =	$ 0
Multiple Claim		1203 ($280)		$ 0
1 Month Extension		1251 ($110)		$ 0
2 Month Extension		1252 ($410)		$420
3 Month Extension		1253 ($930)		$ 0
			TOTAL FEE DUE	**$420**

(X) An extension of time is hereby requested by payment of the appropriate fee indicated above.

(X) Substitute Sequence Submission Statement.

(X) Substitute Sequence Listing.

(X) Substitute Sequence Listing in computer readable format.

(X) A Supplemental Information Disclosure Statement.

(X) A PTO Form 1449 with one (1) reference.

(X) A check in the amount of $420 is enclosed.

(X) Return prepaid postcard.

(X) Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Daniel Hart
Registration No. 40,637
Attorney of Record
Customer No. 20,995
(619) 235-8550

O:\DOCS\MXG\MXG-3695.DOC
092503

OIPE
OCT 0 2 2003
PATENT & TRADEMARK OFFICE

RECEIVED
OCT

VANM1190.001APC

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	:	Lauber, et al.
Appl. No.	:	09/743,905
Filed	:	April 24, 2001
For	:	METHOD FOR GENETIC MODIFICATION OF A WILD TYPE VIRAL SEQUENCE
Examiner	:	Lambertson, David A.
Group Art Unit	:	1636

CERTIFICATE OF MAILING

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

September 29, 2003
(Date)

Daniel Hart, Reg. No. 40,637

AMENDMENT AND RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In the Restriction Requirement mailed June 30, 2003, Restriction to one of the following groups was required under 35 USC 121 and 372:

Group I, claims 1-26, corresponding to SEQ ID NO: 1;

Group II, claims 1-26, corresponding to SEQ ID NO: 3;

Group III, claims 1-26, corresponding to SEQ ID NO: 5.

In response to the Restriction Requirement, Applicant elects Group II, containing Claims 1-26 corresponding to SEQ ID NO: 3 for examination without traverse.

In addition, prior to the examination of the above-identified application, please amend the application as follows:

Amendments to the Specification begin on page 2 of this paper.

Remarks/Arguments begin on page 4 of this paper.